

United States District Court  
EASTERN DISTRICT OF NORTH CAROLINA  
EASTERN DIVISION

JAMES C. FOX, JR.,  
Plaintiff,

V.

CAROLYN W. COLVIN,  
*Acting Commissioner of Social Security,*  
Defendant.

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**JUDGMENT**  
**CASE NO. 4:13-CV-53-D**

### Decision by the Court:

**IT IS ORDERED AND ADJUDGED** that the Court adopts the Memorandum and Recommendations [D.E. 29]. Plaintiff's Motion for Judgment on the Pleadings [D.E. 21] is GRANTED, Defendant's Motion for Judgment on the Pleadings [D.E. 24] is DENIED, and the action is REMANDED to the Commissioner under sentence four of 42 U.S.C. § 405(g).

THE ABOVE JUDGMENT WAS ENTERED TODAY, **FEBRUARY 25, 2014**, WITH A COPY TO:

Janet M. Lyles (via CM/ECF electronic notification)  
Christian Vainieri (via CM/ECF electronic notification)

February 25, 2014  
Date

JULIE A. RICHARDS, Clerk  
Eastern District of North Carolina

/s/Debby Sawyer  
(By) Deputy Clerk

Raleigh, North Carolina